

From: [Evans, Sarah \(USANYE\)](#)
To: [REDACTED]
Subject: Lawal Babafemi - Order from Judge Cogan
Date: Monday, March 1, 2021 11:25:00 AM

Dear Ms. Hoyes,

Please see the below order from Judge Brian M. Cogan, regarding an affidavit to be filed by March 15, 2021 in connection with a 2255 petition filed by Lawal Babafemi. Please confirm receipt of this email.

I am available to discuss the matter should you have any questions.

Thanks very much,

Sarah Evans
Assistant United States Attorney
United States Attorney's Office
Eastern District of New York
271 Cadman Plaza East
Brooklyn, NY 11201
[REDACTED]

From: ecf_bounces@nyed.uscourts.gov <ecf_bounces@nyed.uscourts.gov>
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U.S. District Court

Eastern District of New York

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Case Name: USA v. Babafemi

Case Number: [1:13-cr-00109-BMC](#)

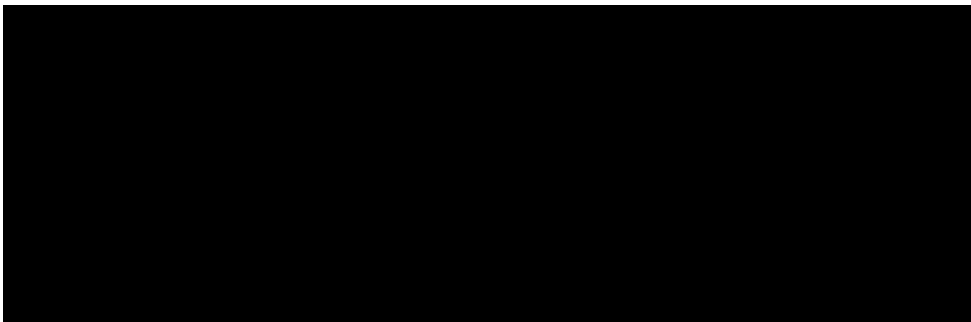
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Docket Text:

ORDER re [78] as to Lawal Olaniyi Babafemi. The Court finds that because defendant seeks relief under 28 U.S.C. § 2255 based on ineffective assistance of counsel, he has waived attorney/client privilege with his attorney, Lisa Hoyes, formerly of the Federal Public Defenders, with regard to his communications with her referenced in his affidavit of 12/17/20. [78-1] Attorney Hoyes is therefore ORDERED to either: (1) file a declaration or affidavit by 3/15/21 in which she responds in as much detail as possible to the statements in petitioner's affidavit addressing her representation; or (2) advise the Court that she declines to file an affidavit, in which case the Court will convene a hearing and obtain her testimony that way. Should she select to submit an affidavit, then the Court, upon review of the affidavit, will determine whether it is necessary to hold a hearing at which Attorney Hoyes would testify. The United States Attorney is directed to serve a copy of this Order on Attorney Hoyes by email, fax, or regular mail to her current business address, and to file proof of such service. Ordered by Judge Brian M. Cogan on 2/25/2021. (Clarke, Melonie)

1:13-cr-00109-BMC-1 Notice has been electronically mailed to:



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